IN THE HIGH COURT OF JUDICA TURE AT BOMBAY ORDINA RY ORIGINA L CIVIL JURISDI CTION APPEAL NO. 292 OF 1998 WITH NOTICE OF MOTION NO. 1738 OF 1998 WITH NOTICE OF MOTION NO. 257 OF 1999 IN SUIT NO. 440 OF 1998 ALONG WITH NOTICE OF MOTION NO. 1739 OF 1998 IN SUIT NO. 440 OF 1998

Mohamm ad Hanif Mohamm ad Jafar Kadri & anr. ..Appell ants

Vs.

Shri Bisw anath Sitaram & Ors. ..Respon dents

Mr.S.A Dudy a,Sr.P. with Mr.G.Lad kat for the Appell ants

Mr.Sam Dasgu pta with Mr.Suryav anshi for Respon dent No.1

Mr.Ashis h Kamat for Respon dent No.2

Mr.S.A. Dudy a for Respon dent No.3

CORAM : R.M.S. KHANDEPARKAR &

D. K. DESHMUKH, JJ.

DATE OF PRONOUNCEMENT : 6th JUNE, 2007.

1. The learned counsel for the appellants and the respondents have stated that he has no instructions in the matter. The respondents have been served. The appellants have also stated that the record does not contain the information regarding the date of the impugned order. The impugned order is dated 25th November, 2003, and the time was sought to obtain the appropriate steps in the matter. The appellants have also stated that the impugned order is not a final order and that the matter is pending before the Trial Court. The appellants have also stated that the impugned order is an interlocutory order and that the matter is pending before the Trial Court. The appellants have also stated that the impugned order is an interlocutory order and that the matter is pending before the Trial Court.

(R. [illegible] KHANDEPAR KAR, J.)

(D.K.DESHMUKH, J.)